

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Appellant:	Kuure et al.	Examiner:	Perez, J.
Serial No.:	10/809,165	Group Art Unit:	2617
Filing Date:	March 25, 2004	Docket No.:	KOLS.101PA
Confirmation No.:	6814	Customer No.:	76385
Title:	COMMUNICATION METHOD, MOBILE TERMINAL, AND COMPUTER PROGRAM		

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this paper is being electronically transmitted by EFS-WEB to the United States Patent and Trademark Office on December 29, 2010.

By: /Erin Nichols Matkaiti/
Erin Nichols Matkaiti

RESPONSE TO SECOND NOTICE OF NON-COMPLIANT APPEAL BRIEF

Mail Stop Appeal Brief - Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Notification of Non-Compliant Appeal Brief dated December 7, 2010 (hereinafter "Notification"), indicated that the summary portion of the originally-filed Appeal Brief, filed on November 5, 2010, did not contain a description of each independent claim. In direct contrast, each of the independent claims (claims 1, 9, 17, and 25) is referenced and discussed at pages 5-7 of the originally filed Appeal Brief. Therefore, the Notification was issued in error.

In a telephone conversation on December 10, 2010, Ms. Joyce Gunter-Riley acknowledged that the Notification was sent in error, and she indicated that the Appeal Brief would be forwarded to the Examiner as of November 23, 2010. The USPTO's PAIR system appears to confirm that the Appeal Brief has been forwarded. Appellant is submitting this response to ensure that the appeal process proceeds and to comply with any response deadlines resulting from the erroneous Notification.

No fee is believed to be required for the filing of this response; however, if it is determined that a fee is necessary, authority is given to charge/credit deposit account 50-3581 (KOLS.101PA) in support of this filing.

Hollingsworth & Funk, LLC
8500 Normandale Lake Blvd., Suite 320
Minneapolis, MN 55437
952.854.2700

Respectfully submitted,

 /Erin Nichols Matkaiti/
Name: Erin Nichols Matkaiti
Reg. No.: 57,125